

REMARKS

Applicant hereby requests further examination of the subject application in view of the amendments and remarks presented herein.

The combined declaration and power of attorney was defective as filed with the application. One of the inventor's names should read Rodriguez (with a g) not Rodriquez (with a q). A new declaration and power of attorney has been executed and is being submitted herewith.

In a first rejection, Examiner rejected claims 1-5, 7, and 8 under 35 USC 102(e) as anticipated by McCarter, et al. (US 2005/0065755) (McCarter). Applicant respectfully traverses the rejection on the grounds that applicant made the invention prior to the priority filing date of the cited reference, which was July 24, 2003. Applicant has submitted herewith a declaration under 37 CFR 1.131 in support of applicant's assertion, effectively removing McCarter as a reference. Applicant respectfully contends that the first rejection is overcome, and respectfully requests withdrawal of the first rejection.

In a second rejection, Examiner rejected claims 6 and 8 under 35 USC 103(a) as unpatentable over McCarter in view of Khang, et al. (US 5,817,954) (Khang). Applicant respectfully traverses the rejection on the grounds that applicant made the invention prior to the priority filing date of the McCarter reference, which was July 24, 2003. Applicant has submitted herewith a declaration under 37 CFR 1.131 in support of applicant's assertion, effectively removing McCarter as a reference. Applicant contends that Khang alone contains no teaching that would lead a person having ordinary skill in the art to make the claimed invention. Applicant respectfully contends that the second rejection is overcome, and respectfully requests withdrawal of the second rejection.

Applicants earnestly solicit allowance of claims 1-9, and the issue of U.S. letters patent therefor. Applicant has made every effort to present claims which clearly distinguish over the cited art, and it is believed that all pending claims are now in condition for allowance. However,

applicant requests that the Examiner call the undersigned (direct line 865-574-4178) if anything further is required by the Examiner prior to issuance of a Notice of Allowance for all claims.

Respectfully Submitted,

/Joseph A. Marasco/

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